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Kansas Technical Professions



Volume 10 No.2

April, May, June 2005

Board Members Attend Various Annual Meetings

Board Members Attend NCEES Annual Meeting

By Kenneth Vaughn, P.E.

The National Council of Examiners for Engineering and Surveying (NCEES) met in Cleveland, Ohio on August 11 to 14, 2004. Ken Vaughn, P.E., Don Rathbone, P.E., and Murray Rhodes, L.S. attended as Board representatives. NCEES is a service organization to the various state boards and provides test development, administration, grading and a central source for experience verification. It also provides a forum for the states and territories to discuss issues of common interest. The council has been very effective in creating uniform tests and grading. It has also been beneficial in encouraging uniform licensing criteria which facilitate comity between the states.



Kenneth Vaughn, P.E.

modify the *Model Law* and/or the *Model Rules* to incorporate a waiver of the FE examination for those who possess a degree from an EAC/ABET program or its equivalent and a Ph.D. or doctorate in engineering from an institution that offers EAC/ABET programs. Members for this motion said that this would encourage faculty to become licensed. The faculty would then in turn be a positive influence for encouraging students to pursue licensure. Others spoke out against the motion, saying that academicians should be held up to the same rules as other engineers.

New Officers Elected:

Jon Nelson, P.E., accepted the position of president, and Donald Hiatte, P.E., stepped into the role of immediate past president. Bill Sutherland, P.E., was commissioned Central Zone vice president, and Jill Tietjen, P.E., was commissioned Western Zone vice president. Louis Raimondi, P.E., L.S., and James McCarter, P.E., began their second year as Northeast Zone vice president and Southern Zone vice president, respectively.

Delegates voted for a new president-elect and a new treasurer. Martin A. Pedersen, L.S., was elected president-elect and therefore resigned his position as treasurer. The Board of Directors had previously decided that if this happened it would not exercise its authority to appoint a replacement, as stipulated in the *Constitution and Bylaws*. Instead, a special election to fill the treasurer position was held, and Gregg Brandow, Ph.D., P.E., S.E., from California was elected.

Important Notice Regarding Continuing Education Providers

By Thomas Mulinazzi, Ph.D., P.E., L.S.

All licensees should be aware that some continuing education providers may advertise that the courses they provide are "accepted by the Kansas Board." The Kansas Board does not pre-approve any coursework or providers. Therefore, please be cautious in obtaining continuing education materials from such providers.



Tom Mulinazzi, Ph.D.
P.E. and L.S. Member

Geologists Meet in Idaho

By Richard Moberly, Geologist

Richard Moberly, the Geology member of the Kansas State Board of Technical Professions, attended the fall meeting of the National Association of State Boards of Geology (ASBOG) in November 2004. The meeting was held in Boise, Idaho.

The National Meeting, which was held on November 6, 2004, consisted of a series of committee reports from the President, Treasurer, Executive Director as well as all special standing committee's (Bylaws, Continuing Education, Ethics, Examination, International, Public Relations, Strategic Planning, and Uniform Procedures). In addition, each member board provided a "State of the State" presentation. This meeting provided a forum for all of the states that have geologic registration to discuss common issues and problems and have the opportunity to share solutions.

Immediately prior to the ASBOG National Meeting, Mr. Moberly also participated in the Review Workshop to evaluate the Fundamentals of Geology (FG) and the Practice of Geology (PG) examinations that were administered in October 2004 across the United States. Members of the Council of Examiners (COE) conducted this evaluation as Subject Matter Experts (SME). The main tasks of this group is to:

- Review and evaluate the statistical results from the FG and PG examinations.
- Review and evaluate candidates' comments from the FG and PG examination.
- Finalize the answer keys on the FG and PG examination by double-keying or deleting test items.
- Review and finalize the upcoming forms of the FG and PG examinations.

These activities are completed during an intensive two-day workshop, which was attended by about 30 geologists from across the United States.



Richard Moberly
Geologist Member

Excerpts on the Annual Meeting were taken from the *Licensure Exchange*, NCEES, October, 2004.

Decisions made at the 2004 annual meeting:

Only models of calculators as specified by NCEES will be permitted in the examination room. (See related article "Exam Procedures" or go to www.ncees.org for the list of calculators).

Effective April 2005, exam scores will be reported only as pass or fail. All failing candidates will be provided with a diagnostic report that indicates performance on the sections attempted.

Member Boards and Affiliate Boards membership fees will be raised effective January 2007.

The Council adopted position statements on fire protection and on design-build.

The Council will modify the NCEES Records Program to include the Model Law Structural Engineering designation to be implemented beginning January 2005.

A motion failed that would have allowed candidates to take the PE examination anytime after they graduate with an EAC/ABET or equivalent degree and have passed the FE examination. The pro would be to encourage engineers to get licensed. Other professions don't require experience before taking the exam. Getting engineers licensed earlier would help protect people. The con is that the FE and PE exams are two different processes and have two distinct purposes. The FE exam is meant to test knowledge gathered.

A motion was accepted to have a Council committee



Murray Rhodes, L.S.



Don Rathbone, P.E.

Inside This Issue

Disciplinary Action Taken by the Board	3
"The Dog Ate My Renewal"	6
Kansas Fire Prevention Code Revised	9
Congratulations	10 & 11

Kansas Board of Technical Professions
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www.accessKansas.org/ksbtp

Office Hours
8 a.m. – 4:30 p.m.
Please leave a message on our voice mail system at other times.

Office Closings
Our office will be closed on the following dates:
MondayMay 30, 2005
Monday July 4, 2005

Upcoming Meetings
Check our Web site for updated information on Board meetings.

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Kansas Technical Professions is published quarterly by the Kansas Board of Technical Professions. The news articles contained in this publication should be treated as official communications from the Kansas Board of Technical Professions. The providers are responsible for offering quality programs under the criteria as established by the Board. Complaints regarding continuing education programs may be reported directly to the Kansas Board of Technical Professions. For information on these educational offerings, contact the sponsor, not the Board.

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AGENCY MISSION

To provide maximum protection of the health, safety and welfare of the people of Kansas by assuring that the practice of engineering, architecture, land surveying, landscape architecture and geology in the state is carried out only by those persons who are proven to be qualified as prescribed by the statutes and rules and regulations of the Board of Technical Professions.

- Programs Established To Assist With Agency Mission
Licensing, monitoring and regulating of technical professions:
- Examine and certify Intern Engineers
 - License, monitor and discipline Engineers
 - License, monitor and discipline Architects
 - License, monitor and discipline Land Surveyors
 - License, monitor and discipline Landscape Architects
 - License, monitor and discipline Geologists
 - Licensing of Professional and General Corporations

BOARD STAFF

Routing your calls to the numbers below will allow our staff to better assist you by answering questions about the areas they handle. You may also leave a message on our voice mail if we are unavailable and we will return your call promptly.

Call	For Information On
(785) 296-3053	General information questions, application packet requests, address changes
Pat Johnson (785) 296-4800	Corporations, continuing education
Jean Boline (785) 296-8612	Examinations Verifications
Jeannine Harmon (785) 296-3054	Application status, licensure qualifications and foreign degree evaluations
Marilyn Nance (785) 296-4400	Renewals, reinstatements, accounts payable and receivable

MEMBERS OF THE BOARD OF TECHNICAL PROFESSIONS

Joe Vanderweide, Arch., Chair Garden City, KS Architect Member	Richard Moberly, Geologist DeSoto, KS Geologist Member
Thomas Mulinazzi, P.E., L.S., Vice-Chair Lawrence, KS Engineer/Land Surveyor Member	Stan Peterson, Arch. Topeka, KS Architect Member
Joseph Johnson, Arch. Wichita, KS Secretary Architect Member	Donald Rathbone, P.E. Manhattan, KS Public Member
Cecil Kingsley, P.E. Lawrence, KS PE/LS Committee Chair Engineer Member	Murray Rhodes, L.S. Kansas City, KS Land Surveyor Member
Philip Meyer, L.A. Wichita, KS Arch./L.A./Geo Committee Chair Landscape Architect Member	Timothy Sloan, L.S. Riley, KS Land Surveyor Member
George Barbee Topeka, KS Public Member	Kenneth Vaughn, P.E. Prairie Village, KS Engineer Member
George Dean, P.E. Wichita, KS Engineer Member	Mark Bennett, Jr. Board Attorney
	Betty L. Rose Board Executive Director

DISCIPLINARY ACTION TAKEN BY THE BOARD

By Mark L. Bennett Jr.
Board Attorney

IN THE MATTER OF RONALD C. BRUNS

Summary:

Several months ago, the Kansas State Board of Technical Professions received a report of an alleged violation of the Kansas Statutes and the Kansas Minimum Standards For Boundary Surveys by Ronald C. Bruns, a licensed land surveyor in the State of Kansas. Following an investigation of the matter by the Board’s Complaint Committee, it determined that Mr. Bruns had violated the Kansas Statutes governing the practice of land surveying and the minimum standards for boundary surveys when he failed to file a reference report for said survey with the Kansas State Historical Society. Subsequently a Complaint was filed against Mr. Bruns, and the matter was set for a formal hearing.



Mark L. Bennett Jr.,
Board Attorney

Board Action:

Prior to the formal hearing being held, the Board and Mr. Bruns agreed to resolve the Complaint by entering into a Settlement Agreement and Consent Order. In that Agreement, Mr. Bruns acknowledged that he had initially failed to file the reference report with the Kansas State Historical Society as required by the Kansas Statutes and the Kansas Minimum Standards for Boundary Surveys.

Terms of Settlement:

The terms of the Settlement Agreement and Consent Order included the following:

1. The Respondent Ronald C. Bruns shall immediately conform his land surveying practices to generally accepted land surveying practices in the State of Kansas and the Minimum Standards for Boundary Surveys as adopted by the Kansas State Board of Technical Professions in K.A.R. 66-12-1.
2. Mr. Bruns shall file the required reference report with the Kansas State Historical Society within thirty (30) days of his execution of this Agreement. The Board further acknowledged that the respondent had already complied with this requirement.
3. Mr. Bruns shall pay a portion of the expenses of the Board incurred in the investigation and prosecution of this matter in the amount of \$200 on or before November 28, 2004.

Status:

Mr. Bruns has fully complied with the terms of the Settlement Agreement and Consent Order and his land surveying license is presently in good standing.

IN THE MATTER OF JOHN FITZGERALD

Summary:

On October 30, 2003, the Kansas State Board of Technical Professions received a report of an alleged possible violation of the Kansas Statutes governing the practice of engineering by John Fitzgerald who was not licensed as an engineer in the State of Kansas at the time the alleged violation occurred. The basis for this alleged violation was that Mr. Fitzgerald had testified at an arbitration trial in Wichita, Kansas, stating that he was a civil engineer practicing in the field of truss design and manufacture and had written a letter offering certain opinions about structural concerns on a project which arose after his company provided trusses in the state of Kansas. He signed the letter designating himself as “General Manager/Engineer”. Following the completion of the investigation into this matter by the Board’s investigator, the Complaint Committee directed that a formal complaint be filed, and the matter be set for hearing.

Board Action:

Prior to the formal hearing being held, the Board and Mr. Fitzgerald agreed to resolve the Complaint by entering into a Settlement Agreement and Consent Order. The terms of that Settlement Agreement included the following:

1. John Fitzgerald admitted that it had been alleged that he held himself out as entitled to practice and/or offered to practice in the State of Kansas, the technical profession of engineering and further admitted that at all times relevant thereto, he was not licensed to practice engineering in the State of Kansas.
2. Mr. Fitzgerald agreed to cease and desist from testifying as a civil engineering expert in the State of Kansas and/or from practicing, offering to practice or holding himself out as authorized to practice the technical profession of engineering in the State of Kansas until such time as he became licensed to do so.
3. Mr. Fitzgerald further agreed to pay a fine in the amount of \$500 plus expenses incurred by the Board in investigating and prosecuting this matter in the amount of \$2,386.78 for a total of \$2,886.78 with said fine and expenses to be paid on or before November 30, 2004.

Status:

Mr. Fitzgerald has complied with and is in compliance at this time with all the terms of the Settlement Agreement and Consent Order.

IN THE MATTER OF MICHAEL K. REMPEL

Summary:

On April 23, 1997, the Kansas State Board of Technical Professions filed a Complaint against Michael K. Rempel for practicing architecture without a license in connection with his providing architectural services for Dr. Jay Stuckey in July of 1995 with regard to the design of a new dental office. Following the filing of

that Complaint, the matter was set for hearing and Mr. Rempel failed to appear at said hearing. The hearing panel then entered an Initial Order finding that Mr. Rempel had violated the provisions of K.S.A. 74-7001 and K.S.A. 74-7029. As a result of that finding, the hearing panel imposed a civil fine in the amount of \$5,000 and assessed the costs of the proceeding, including attorney fees and investigative fees in the amount of \$5,684.14 for a total of \$10,684.14.

In addition to the discipline imposed by the Board, a criminal complaint was filed against Mr. Rempel in Reno County, which charged him with felony theft and misappropriation of plans belonging to the Kansas Cosmosphere. Mr. Rempel at the time was employed by the Kansas Cosmosphere, had access to certain architectural plans and used those architectural plans for the design of Dr. Stuckey’s office. The felony theft charge was subsequently amended to misdemeanor theft, and Mr. Rempel entered a plea of no contest to misdemeanor theft and misappropriation of the Cosmosphere plans. Following the entry of his plea, he was placed on probation and was discharged from probation on August 16, 2000.

In March, 2004, Mr. Rempel applied to the Kansas State Board of Technical Professions for licensure as an architect. Thereafter, on July 13, 2004, Mr. Rempel was notified by the Board that his application for licensure as an architect had been denied with the basis for the denial being the provisions of K.A.R. 66-7-3, which provides that when evaluating an application for licensure, certain additional factors concerning the applicant shall be considered by the Board including whether or not the applicant has engaged in acts which would constitute a violation of the rules of professional conduct as found in K.A.R. 66-6-4 or the statutes contained in K.S.A. 74-7001 through K.S.A. 74-7040, and also whether the applicant has been disciplined by the licensing agency or other regulatory or authoritative entity of any other jurisdiction. Specifically, the Board in denying the application for licensure found that the applicant had been disciplined by the Board in 1997 for practicing architecture without a license and had also been criminally prosecuted by the Reno County Attorney for the unlawful practice of architecture and misdemeanor theft.

Board Action:

In denying Mr. Rempel’s application for licensure, the Board arrived at the following conclusions of law.

1. The practice of a regulated profession such as

Disciplinary Actions/to page 4

LANDSCAPE ARCHITECT

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Disciplinary Actions*/from page 3*

architecture is a privilege and not a right. Moreover, the purpose of professional licensing laws is to ensure that the public is protected from “unscrupulous, immoral or incompetent practitioners.”

Kansas State Bd. of Healing Arts v. Foote, 200 Kan. 447 (1968); *Morra v. State Bd. of Exam’rs of Psychologists*, 212 Kan. 103 (1973).

2. K.A.R. 66-7-3 allows the Board to scrutinize an application for licensure by determining whether an applicant has engaged in unprofessional conduct or has violated the technical profession statutes prior to applying for such license. The Board can also take into consideration whether an applicant has ever been disciplined by a licensing agency.

3. There is clear and convincing evidence that Applicant has engaged in unprofessional conduct by practicing architecture without a license on more than one occasion as detailed in his testimony and, specifically, in the Dr. Stuckey project. Such conduct violates a rule of professional conduct; K.A.R. 66-6-4(c) which prohibits unlicensed practice. This same conduct also violates K.S.A. 74-7001(a) and K.S.A.74-7029 which are the statutory counter parts to K.A.R. 66-6-4(c). Such action resulted in disciplinary action by the Board as well as a criminal conviction pursuant to K.S.A. 74-7029.

4. There is also clear and convincing evidence that Applicant misappropriated Cosmosphere plans and used them in the Stuckey project. Such misbehavior constitutes a violation of a rule of professional conduct – K.S.A. 66-6-4(f) – which requires honesty and the inclusion of all relevant and pertinent information when preparing a professional report. The misappropriation of the Cosmosphere plans also resulted in a misdemeanor conviction for theft.

5. While Applicant may have the technical ability to practice architecture, this attribute does not address the Board’s duty as gatekeeper to ensure that an unscrupulous or immoral practitioner is not unleashed on the public. While Applicant is remorseful about his prior misbehavior, there is no evidence that Applicant has made a concerted effort to understand and appreciate his ethical obligations to the public and to the profession.

Following the denial of Mr. Rempel’s application, he filed the Petition For Review of the Initial Order which is presently pending before the Board.

IN THE MATTER OF JOHN F. THIMMESCH

Summary:

On September 11, 2003, the Kansas State Board of Technical Professions received a report of an alleged violation of the Kansas Statutes in the Kansas Minimum Standards for Boundary Surveys concerning a Kansas licensed land surveyor, John F. Thimmesch. The report related to two surveys that Mr. Thimmesch had performed in McPherson County, Kansas, and alleged the following deviations from the Kansas Minimum Standards for Boundary Surveys:

- A. Failure to file section corner reports with the Kansas State Historical Society;
- B. Failure to evaluate the evidence and apply the proper theory of location in accordance with statutes and precedents calculating the position of all corners to be established or re-established;
- C. Failure to provide an address and phone number of the person, company or corporation responsible for the survey on the plat of survey;
- D. Failure to identify as to size and type all monuments found or set;
- E. Failure to provide any reference to a recorded survey or surveyor responsible for setting monuments, which he found in the course of his survey;
- F. Failure to include on the certificate or plat of survey the date that the survey was completed;
- G. Failure to provide information regarding the diameter or length of a capped rebar;

H. Failure to comply with the provisions of K.S.A. 19-1412 with regard to setting section corner monuments and failed to take into account distances shown in relevant road plans;

I. Failure to identify the origin of certain found monuments shown on the survey;

J. The Respondent placed his signature across the surveyor’s seal; however, failed to place a date with said signature;

K. Failure to file for record ties to government corners as required by K.S.A. 1987 Supp. 58-2001 *et. seq.*

Following completion of an investigation of the allegations by one of the Board’s land surveyor investigators, the Complaint Committee directed that a formal Complaint be filed against Mr. Thimmesch. A copy of the Complaint was forwarded to Mr. Thimmesch at the address that he had previously provided to the Board. On November 19, 2004, the hearing on the Complaint was convened, however, neither Mr. Thimmesch nor any representative appeared on his behalf for the hearing. The hearing then proceeded, following which, the panel determined that a proposed default order should be entered. Following the entry of that default order, neither Mr. Thimmesch nor anyone on his behalf filed a motion to vacate said order.

Board Action:

On December 14, 2004 the hearing panel entered its Final Order which directed that Mr. Thimmesch’s surveying license be revoked and further directed him to surrender his Certificate of Licensure, pocket card and seal as a land surveyor to the office of the Kansas State Board of Technical Professions within fifteen (15) days. Additionally, respondent was ordered to pay a civil fine and the Board’s attorney fees and investigative costs in the total amount of \$5,000. To date, Mr. Thimmesch has failed, refused and neglected to comply with the Board’s order; however, his license to practice land surveying in the State of Kansas has been revoked, and his license is no longer in good standing.

alleged violation of K.S.A. 74-7001 et seq. or the rules and regulations promulgated and adopted by the board shall: (1) report the alleged violation to the board; and (2) cooperate with the board furnishing information or any assistance that may be required.” To make this process easier, the following report of alleged violation form may be used. This use is not mandatory, however, and in many cases a written letter explaining the problem may provide even more information.

Inquiries may be sent to the Kansas State Board of Technical Professions, 900 SW Jackson, Room 507, Topeka, Kansas 66612-1257. It is important that the individual provide his or her name and address, as the Board cannot investigate anonymous inquiries.

1. Your Name, Address, & Phone Number:

Date: _____ Signature: _____

Exam Procedures

Several procedural changes will affect examiners as they prepare for the upcoming April exam administration. These include a short list of approved calculators, a new way of ordering exam booklets, and an earlier deadline for special accommodations requests.

New list of approved calculators

At its 2004 Annual Meeting, NCEES voted to revise the examination policy concerning materials permitted in the examination room so that only models of calculators specified by NCEES are allowed. The following models are the only calculators that will be permitted in the examination room for the April and October 2005 exam administrations:

- Hewlett Packard—HP 33s
- Hewlett Packard—HP 9s
- Casio—FX115 MS and FX115 MS Plus
- Texas Instruments—TI 30X IIS and TI 30X IIB
- Texas Instruments—TI 36X

Each year, an NCEES subcommittee on calculators will review and revise the approved calculator list, and it will provide an updated calculator list by November 15.

Special testing accommodations

Council policy requires that NCEES review all requests

Exam Procedures/to page 8

Elevation Certificate

Board Members: Tex New, L.S.;
Tom Mulinazzi, P.E., L.S.; Murray Rhodes, L.S.
and Kenneth Vaughn, P.E.

A question regarding the elevation certificate and the determination of the base flood elevation was recently submitted to the board for clarification. The authors have discussed this issue with numerous engineers in private practice across the state and have researched the Rules and Regulations issued by the Kansas State Board of Technical Professions as well as applying common sense to the question. If the base flood elevation is established either by FEMA or by a governing body authorized to make such a determination or can be determined by interpolation, then a Land Surveyor shall complete and sign an Elevation Certificate. If the base flood elevation is not readily apparent or any form of calculation must be performed to make the determination including the Quick2 program, then this shall be left to those possessing the necessary knowledge, education, experience and license to make such a calculation, which means that only a Professional Engineer with the proper credentials and experience may determine the base flood elevation. After the base flood elevation has been established, the Land Surveyor or Professional Engineer shall complete and sign the Elevation Certificate.

“The Dog Ate My Renewal” and Other Tales of Woe

Renewing your license is part of your professional responsibility

The Kansas State Board of Technical Professions requires its licensees to renew their licenses every two years. We provide two renewal notices to individuals licensed in one of the technical professions in Kansas as a reminder that it is time to renew a professional license. Because the licensing of professionals has implications that reach further than our state borders, we take this requirement very seriously. The Board staff has heard just about every imaginable excuse and even some unimaginable ones for not renewing.

“I got the notice but I didn’t read it.”

You are responsible for maintaining your license. If your last name begins with A-L, you renew your license in even-numbered years; if your last name begins with M-Z, you renew your license in odd-numbered years.

“My ex didn’t forward my mail when I moved out.”

We mail the first renewal notice to your preferred address at least 30 days prior to the expiration date. If you move, you must notify the board office so we can update our records. State law requires that you notify us of any change within 30 days. You can easily change your address directly on the KSBTP web site at <http://www.accesskansas.org/ksbtp/>. Simply click on one of the address correction boxes and complete any new information.

“I paid my land surveyor’s renewal, but forgot to pay my engineer’s renewal.”

Since our office regulates more than one profession, the dates are staggered throughout the year. Here is an easy checklist for each profession:

Land Surveyors	Must renew by March 31
Engineers	Must renew by April 30
Architects	Must renew by June 30
Geologists	Must renew by June 30
Landscape Architects	Must renew by December 31

“I put a yellow sticky on the check, but forgot to mail it.”

The Board allows a 60-day grace period after the expiration date in which you may renew your license with no additional application or fees. If you do not renew your license before the expiration date and you request a verification to be sent to another state board, it will show that your license is expired.

“I thought I could mail my check on the deadline, and it would be delivered on time.”

Make sure that you allow enough time for your mail to reach our office. Regardless of the postmark date, no exceptions are made for checks received after the renewal deadline. (On-line renewal is available until the last day of the 60 day extension period.)

“I received both renewal forms but misplaced them.”

If you need another renewal form, call the board office at (785) 296-4400 and ask for Marilyn, and she will send you a duplicate copy. However, be aware that there is no extension for filing; we must have your renewal by the date due or your license will be cancelled. In order to bring your license into good standing, you must complete a reinstatement application, submit three references and pay the reinstatement fee.

“My accountant/spouse/secretary/clerk/partner...forgot to pay the bill.”

Renewing your professional license is your responsibility. If your renewal fee is not received by the deadline, your license will be cancelled. Whatever the reason. Once your license is cancelled, you must reinstate as indicated above and then wait for the Board to approve your reinstatement. It is not automatic.

“I didn’t have any projects in Kansas so I let my license lapse.”

If your license lapses, we will not continue to send you notices every two years. If you want to renew your license, contact the board office for a reinstatement application. You must submit this application and three professional references. Your application must then go before the Board for approval and you must pay the reinstatement fee (currently \$100) before your license is reinstated. Remember, you must be licensed in Kansas before you solicit work or compete for projects in the state. Doing so without a license is a violation of state law.

The Board understands that professionals have a great deal of work to do, and something as clerical as mailing in a renewal may seem unimportant when in fact, it is not. Therefore, we have made it easy to find out the status of your license. You can verify when your license expires in Kansas in several ways:

- You can check your wallet card, issued immediately after payment of your renewal fee, which shows your expiration date.
- You can visit the Board’s web site at <http://www.accesskansas.org/ksbtp/> , and click on “Search Individual or Corporate License” to see when your individual or corporation license expires.
- You can check the license renewal schedule, which is on the webpage to see when your license expires. This regular communication from the board office also serves as a reminder for you to inform the board office if you have any address changes.
- Or, you can simply call the board office to verify your expiration date.

Social Security Numbers Are Now Mandatory

K.S.A. 74-139, which sets out licensure requirements, provides as follows:

“(a) In addition to any information required to be submitted to a state authority by an applicant for original licensure, certification or registration, or a renewal thereof, the applicant shall be requested to provide the social security number of such applicant. Upon request of the director of taxation, each such authority shall provide to the director of taxation a listing of all such applicants, along with such applicant’s social security number and address.

(b) The provisions of this section shall apply to all such applications for licensure, certification or registration, or renewal thereof, submitted after December 31, 1988.”

A plain reading of the statute reveals that the social security numbers **shall** be requested on the licensure application and such numbers, names and addresses shall be provided to the director of taxation upon request. The Kansas Department of Revenue has requested that the Board of Technical Professions provide names, addresses, and social security numbers of its licensees and/or applicants. Because of this request, the Board of Technical Professions will be requiring the social security number on all applications. Also, in order to renew a license, the social security number must be available. A form has been included with all renewal applications.

The Board of Technical Professions will **not** release social security number information unless required by law and then only to the agency authorized by statute to obtain the information.

Kansas Statistics OCTOBER 2004 Exams						
PROFESSIONAL ENGINEERS	# Tested	# Passing	% Passing 1st TIME TAKERS	REPEAT TAKERS	National % Pass 1st TIME TAKERS	REPEAT TAKERS
Agricultural	3	0	0	0%	55%	42%
Chemical	2	2	100%	-	72%	30%
Civil	54	39	83%	50%	59%	28%
Control Systems	2	2	100%	100%	71%	45%
Electrical & Computer	18	8	50%	38%	62%	25%
Environmental	5	3	100%	0%	69%	40%
Fire Protection	3	1	100%	0%	51%	27%
Mechanical	27	20	94%	40%	65%	31%
Nuclear	1	1	100%	-	41%	0%
Structural I	11	3	33%	25%	43%	18%
Fundamentals of Engineering	125	93	74% (overall)		74%	28%
Fundamentals of Land Surveying Principals & Practice	8	2	20%	33%	55%	27%
Land Surveying	4	3	100%	0%	71%	37%
Kansas State Specific						
Land Surveying	13	6	46% (overall)		NA	
TOTAL # OF EXAMS GIVEN	276					

The Kansas State Board of Technical Professions is pleased to announce the following individuals have successfully passed all parts of their Technical Professional examinations and are now licensed.

Architect Registration Examination (Nov. 15, 2004 - Feb. 1, 2005)

NAME	Home City	State
Jonathan Looney	Wichita	KS
Sean A. Clapp	Independence	KS

Geology - October 2004 Exam

NAME	Home City	State
Julie L. Collins	Newton	KS
Robert E. Melton	Amarillo	TX

Land Surveyor - October 2004 Exam

NAME	Home City	State
Brian E. Berlier	Evans	CO
David E. Dundon	Milford	KS
Paul V. Greenhagen	Delano	MN
Douglas L. Roeder	Solomon	KS
Todd L. Whitfield	Honey Creek	IA

The Kansas State Board of Technical Professions is pleased to announce the following individuals have successfully passed the fundamentals portion of their Technical Professional examination and have been issued an Intern Certificate.

Geology - October 2004 Exam

NAME	Home City	State
Kelly D. Hoyt	Burlington	KS
James T. Lyons	Roeland Park	KS
Sarah E. Watson	Wichita	KS
Galen A. Worthington	Lawrence	KS

Land Surveyor - October 2004 Exam

NAME	Home City	State
Jeffrey C. Estes	Topeka	KS
James D. Nider	Wamego	KS

Exam Procedures/

for special testing accommodations and then notify the licensing board or testing agency of approval or denial.

Special testing accommodations fall under two categories. First, candidates whose religious convictions prohibit them from testing on the regularly scheduled exam date may qualify to take the exam on an alternate date. Second, individuals who have a documented disability covered by the Americans with Disabilities Act (ADA) may request special accommodations such as extended testing time or extra breaks.

The NCEES document *Guidelines for Requesting Religious and ADA Accommodations* explains the requirements for taking an NCEES exam with these accommodations. Member Boards should inform candidates who wish to request special testing accommodations to go online to the NCEES home page (www.ncees.org) under the “Exams” heading to find this document, along with frequently asked questions and forms for making the requests.

Candidates requesting special accommodations must notify NCEES in writing each time they apply to take an NCEES exam. To allow adequate evaluation time, NCEES must receive requests no later than 60 days prior to the exam administration.

Exam name changes

Beginning with the April 2005 exam administration, the names of the surveying exams will be as follows:

- Fundamentals of Surveying (FS)
- Principles and Practice of Surveying (PS)

These names reflect the removal of the word land from all references to the profession of surveying in the *Model Law* and *Model Rules*. The Council approved this change at last year’s Annual Meeting.

Values assigned to exam items

In the case of legal matters, it’s important for the Council to have a per-item value so that it can determine damages if an exam were breached. This past year, NCEES staff and consultants researched how much it would cost to replace exam questions. They factored in travel, subject-matter experts’ time, psychometric costs, and office and personnel costs to come up with estimated values.

In November, the Board of Directors approved the following amounts as reasonable valuations of each exam item for 2004–05:

FE Exam Item Cost	\$2,595.40
PE Exam Item Cost Group I	\$2,637.69
PE Exam Item Cost Group II	\$2,178.82
FS/PS Exam Item Cost	\$2,443.19

The Board will review these item costs each year to determine if they need to be adjusted.

Betsy Browne
NCESS Executive Director

Portions reprinted from *Licensure Exchange*, NCEES, February, 2005.

In Memoriam

The Board and staff wish to extend our sympathies to the families and friends of these individuals who have honored their professions:

Professional Engineers

Joseph F. Banks, Jr.	#5307	Montgomery Village, MO
Robert S. Dunn	#7468	Overland Park, KS
R. W. Eddington	#1076	Hutchinson, KS
J. Ronald Miner	#5182	Corvallis, OR
Geoffrey MacD. Nairn, Jr.	#2862	Shawnee Mission, KS
Martin G. Seibel	#712	Eudora, KS
Robert J. Smith	#1229	Wichita, KS
H. E. Wallace Jr.	#3842	Topeka, KS

Architects

Evan L. Davis	#47	Topeka, KS
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Landscape Architect

Edward G. Carson	#107	Northfolk, VA
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Land Surveyor

Geoffrey MacD. Nairn, Jr.	#1005	Shawnee Mission, KS
Ovid Luther Woods	#1103	Hutchinson, KS

Kansas Board of Technical Professions

Current Licensees

January 28, 2005

Profession	Resident	Non-Resident	Total
Architects	952	1,657	2,609
Engineers	4,184	5,111	9,295
Landscape Architects	139	226	365
Land Surveyors	509	275	784
Geologists	390	195	585
Total	6,174	7,464	13,638

Engineers-In-Training	14,658
Land Surveyors Fundamentals	40
Geologists Fundamentals	32

Corporations	Resident	Non-Resident	Total
Architects	118	266	384
Engineers	230	606	836
Landscape Architects	20	16	36
Land Surveyors	75	53	128
Geologists	30	41	71
Total	473	982	1,455

Corporations Certified
Between November 9, 2004
and February 11, 2005

Landscape Architect	
Name	License #
Olsson Associates Inc	LA-53
Geology	
Netherland Sewell & Associates Inc	G-74
Land Surveying	
Ozark Civil Engineering Inc	LS-171
Westwood Professional Services Inc	LS-172
Level-4 Engineering LLC	LS-173
Architecture	
Stanius Johnson Architects Inc	A-561
RDL Architects Inc	A-562
PB2 Architecture & Engineering	A-563
Professional Engineering	
S3E Klingemann Inc	E-1174
Construction Solutions LLC	E-1175
McConkey Johnson Soltermann Inc	E-1176
Iteris Inc	E-1177
EMC Engineers Inc	E-1178
Todd & Sargent Inc	E-1179
Netherland Sewell & Associates Inc	E-1180
Davis Design Inc	E-1181
Peak To Peak Engineering Inc	E-1182
Advanced Structural Technologies Inc	E-1183
Woolpert Inc	E-1184
ODG Engineering Inc	E-1185
Malone Finkle Eckhardt & Collins Inc	E-1186
Level-4 Engineering LLC	E-1187
Nielsen-Baumert Engineering Inc	E-1188
Utility Helpnet Inc	E-1189
M Panethiere & Associates PA	E-1190
GST Power Service Group Inc	E-1191
Krudwig & Associates Inc	E-1192
Alta Refrigeration Inc	E-1193
Thos. Rewerts & Co LLC	E-1194
Barge Cauthen & Associates Inc	E-1195
Prmiller LLC	E-1196
Bridge & Stream Engineering Inc	E-1197
Salmons PC	E-1198

Corporation Changes

Name Changes

Muller Sirhall & Associates, Inc. to Airport Development Group, Inc. (E-764)
Conley Design Group Inc. to Conley Group Inc. (A-536)
CDFM2 Architecture Inc. to 360 Architecture Inc. (A-436)
Middough Associates, Inc. to Middough Consulting, Inc. (A-490 and E-967)
Veco Rocky Mountain Inc. to VECO USA, Inc. (E-959)
Reynolds Knight Eccher Anderson PC to Reynolds Knight Anderson PC (A-529)
John H. Sale, PA to Professional Engineers, Inc. (E-1045)
Professional Engineers, LLC to PE Holding, LLC (E-941)
AGM Architecture + Design to Gruskin Group, P.C. (A-417)
Spectrasite Broadcast Technical Services, Inc. to Stainless, LLC (E-844)
Tevis Low Architectural Group PC to Tevis Architectural Group PA (A-377)
Lund Architectural Group, LLC to Eby Design Group, LLC (A-174)
Ciaccio Dennell Group Inc. to Beringer Ciaccio Dennell Mabrey Inc. (LA-37)
John F. Lutjen & Associates, Inc. to Lutjen, Inc. (LA-39, LS-132, and E-751)
Spangenberg Phillips, Inc. to Spangenberg Phillips, LLC (A-75)



KANSAS FIRE PREVENTION
CODE REVISED

Written for the STATE FIRE MARSHAL OFFICE by
Rick Fay, Architect

PLEASE POST. All buildings in Kansas other than those used wholly as one and two family dwellings must meet the Kansas Fire Prevention Code. Effective July 2004, the Kansas Fire Prevention Code has been updated by two regulations and two statute changes affecting new construction and changes in occupancy.

1) K.A.R. 22-1-7 All new construction and changes in occupancy other than one and two family dwellings in Kansas require a code footprint as described by the Kansas State Fire Marshal to be maintained on site. Occupancies for use by either the young, infirm, incarcerated, large multi-story residential, assembly with over 2,000 people require state fire marshal acceptance.

2) K.A.R. 22-1-3 All new construction other than one and two family dwellings in Kansas must be designed and constructed in compliance with the 1997 Uniform Building Code, 1997 Southern Building Code, the 1999 Building Officials Construction Administration Code or the 2000 International Building Code in order to meet the Kansas Fire Prevention Code. New construction built under other codes or editions are no longer recognized as meeting the Kansas Fire Prevention Code.

3) K.S.A. 31-150 All new school construction must meet the 2000 edition of the International Building Code. Later editions of the International Building Code will also be recognized.

4) K.S.A. 31-150 All post secondary schools shall submit a code footprint for review and approval by the Kansas State Fire Marshal prior to any new construction or remodel projects.

Previously, since September 2003, all new health care construction must meet the 2000 edition of the Life Safety Code to be eligible to receive Medicare Medicaid reimbursements from the federal government.

The codes above must appear on the code footprints that licensed design professionals prepare for building owners to maintain on site, in order for the building to comply with state law.

Kansas Statute 31-150a. Violation of act is class B misdemeanor; injunctions.

(a) Any person who violates state law shall be guilty of a class B misdemeanor, and each day that the offense continues after receipt of written notice shall constitute a separate violation.

(b) The state fire marshal may obtain an injunction to restrain any violation where such violation is a continuing offense or constitutes an immediate hazard to life or property.

Kansas Statute 31-159. Violations of Fire Prevention Code, Administrative Penalties.

(a) In addition to any other penalty, the state fire marshal may impose a penalty not to exceed \$1,000.

Congratulations!

KANSAS STATE BOARD OF TECHNICAL PROFESSIONS is pleased to announce that
the following individuals have successfully passed the October 2004 Fundamentals
of Engineering Examination.

<u>NAME</u>	<u>Home City</u>	<u>State</u>	<u>NAME</u>	<u>Home City</u>	<u>State</u>
Mauricio de la Serna	ST MARYS	KS	Matthew William Longsine	YAKIMA	WA
Aaron David Anderson	BALDWIN CITY	KS	Clint Loumaster	SHAWNEE	KS
Jared Christopher Armstrong	LACYGNE	KS	Ben Andrew Mabrey	MANHATTAN	KS
Michael Patrick Auer	LENEXA	KS	Benjamin Michael Mabry	BENTLEY	KS
Tariq Aziz	OVERLAND PARK	KS	Lindsay Michelle Marion	WILDWOOD	MO
Zachary Charles Bagley	WHITING	KS	Jared James Mark	LENEXA	KS
Steven Eric Bassett	TOPEKA	KS	Antonio Mayagoitia	WICHITA	KS
Arturo Clodoaldo Benavente	LAWRENCE	KS	Nicole Richelle McCallop	KANSAS CITY	KS
Leah Marie Bettinger	MCLOUTH	KS	Tyler Max McGown	TONGANOXIE	KS
Brooke Marie Bohme	GOODLAND	KS	David McKinney	OLATHE	KS
Jeffrey A Boos	ATCHISON	KS	Neil Robert Meredith	OLATHE	KS
Christopher Michael Bowman	OVERLAND PARK	KS	Andrea Joy Meyer	WICHITA	KS
Dane S. Boyd	MANHATTAN	KS	Michael Dominic Mitchell	MCPHERSON	KS
Christopher Neal Bruntz	EDWARDSVILLE	KS	Dayne Ives Moreton	SUMMERS	AR
William James Buchanan	OVERLAND PARK	KS	Angela Lynn Morgan	TONGANOXIE	KS
Jennifer Marie Burgdorfer	OLATHE	KS	Benjamin Eric Morrill	STILWELL	KS
Katherine Dawn Burrows	MANHATTAN	KS	Jeffrey Warren Murphy	GIRARD	KS
Nathan Candea-Kromm	TOPEKA	KS	Lorraine Annette Murtha	DERBY	KS
Eric Cotter	KATY	TX	Chung-Ching David Ng	OVERLAND PARK	KS
Thomas Hoyt Denney	BALDWIN CITY	KS	Justin Michael Noll	ATCHISON	KS
Jared A. Dresie	SALINA	KS	Will Alexander Nuse	LAWRENCE	KS
Alan Lee Durham	OLATHE	KS	Gilbert Alan Nye	WICHITA	KS
Curtis Joe Eichman	JETMORE	KS	Justin Michael Owens	CHAPMAN	KS
Brandon Elliott	LAWRENCE	KS	Sam P. Polise	OVERLAND PARK	KS
Laurie Elizabeth Euler	OVERLAND PARK	KS	Casey William Quinn	MANHATTAN	KS
Lucas Tyler Flax	HAYS	KS	Patrick James Ragan	MANHATTAN	KS
Kevin Robert Friday	DESOTO	KS	Christopher Lewis Ramsey	OVERLAND PARK	KS
Sara Jane Garton	OLATHE	KS	Arthur Dee Ramthun	DODGE CITY	KS
Kyle Michael Gonterwitz	LAWRENCE	KS	Christopher Michael Reischman	TONGANOXIE	KS
Angela M. Graham	TOPEKA	KS	Drew Alexander Rose	GARDEN CITY	KS
Jacob Hamilton	EL DORADO	KS	Tyler Jay Selbe	KANSAS CITY	KS
Julie Marie Heaser	MANHATTAN	KS	Kyle Keith Shaffer	CONWAY SPRINGS	KS
Jeffrey W Heidrick	OLATHE	KS	Uri Uriel Shefi	WICHITA	KS
Joshua L. Highland	BELOIT	KS	Casey Leigh Smith	KIRKWOOD	MO
Laura Jennifer Hood	WICHITA	KS	Adam Dean Teal	OGDEN	KS
Takuya Jay Inoue	LAWRENCE	KS	Joshua D Thompson	TOPEKA	KS
Jennifer Christine Jacka	MANHATTAN	KS	Sean Michael Tolle	WICHITA	KS
Jeremy R. James	WICHITA	KS	Andres Vicuna-Cardenas	LAWRENCE	KS
Bethany Kristen Jones	DES MOINES	IA	Jean D'Ann Wadsworth	OVERLAND PARK	KS
John Joseph Joyce III	LAWRENCE	KS	Dustin Lee Warner	LEBANON	KS
Matthew Ryan Just	DESOTO	KS	Kathleen Mae Weniger	STILWELL	KS
Brett Edward Koons	LEES SUMMIT	MO	Justin Duane Westhoff	ARKANSAS CITY	KS
Michael Allen Kreutzer	OLATHE	KS	Matthew James Winzer	LEON	KS
Shannon Jay Kruse	TOPEKA	KS	Paul Jacob Woods	SHAWNEE	KS
Matthew Rhett Larson	TESCOTT	KS	Taylor Adam Yoest	LAWRENCE	KS
Alisa Danielle Lewis	EAST ST. LOUIS	IL	Nadia Haralampieva Zlatanova	LAWRENCE	KS
Samuel Maurice Lindner	TOPKEA	KS			

Congratulations!

THE KANSAS STATE BOARD OF TECHNICAL PROFESSIONS is pleased to announce
that the following individuals have successfully passed the October 2004
Professional Engineering Examination.
(*denotes previously licensed, passed Structural II exam)

<u>NAME</u>	<u>Home City</u>	<u>State</u>	<u>NAME</u>	<u>Home City</u>	<u>State</u>
Alysen Marie Abel	OVERLAND PARK	KS	Michael W Kelso	WICHITA	KS
Christopher T. Anderson	OLATHE	KS	Jeffrey R Lackey	GODDARD	KS
Paul Jason Axtell	OVERLAND PAK	KS	Brad Anders Lauritsen	SAN ANTONIO	TX
Richard Ray Baker	GROVE	OK	Johnson Choho Lee	OVERLAND PARK	KS
Hanley G Barker	LOUISBURG	KS	Sara Jean Leitner	KANSAS CITY	MO
Sara Barrientos	OVERLAND PARK	KS	Christopher James Lula	SHAWNEE	KS
Lorraine E Basalo	OVERLAND PARK	KS	Brenda R Macke	SHAWNEE	KS
Patrick A Beane	OLATHE	KS	Jeffrey S Maki	MILES CITY	MT
Brandon J Birk	OLATHE	KS	Maciej Marciniak	WICHITA	KS
Joseph Bryan Bockelman	OLATHE	KS	JoAnn Browning Matamoros	LAWRENCE	KS
Eric David Brezinka	OLATHE	KS	*Desiree E Morrell	WICHITA	KS
Todd James Briggeman	OVERLAND PARK	KS	Jay Nichols	TOPEKA	KS
Jondy Arthur Britton	LEE'S SUMMIT	MO	Jason W Northup	OLATHE	KS
Brian Jay Bunch	PLEASANT HILL	MO	Kevin Matthew O'Brien	OLATHE	KS
Jonathan E Busby	OVERLAND PARK	KS	James Matthew Oehler	LAWRENCE	KS
Douglas Chi Chieu	SHAWNEE	KS	Rachel D Overheul	WICHITA	KS
Matthew D Clarke	OVERLAND PARK	KS	Susan DeFaun Pekarek	OVERLAND PARK	KS
Sara A Cogan	OVERLAND PARK	KS	Scott R. Peters	AUGUSTA	KS
Scott M Cogan	OVERLAND PARK	KS	Heather M Phillips	OVERLAND PARK	KS
William E Crowe	LAWRENCE	KS	Brett Ravenscroft	LOUISBURG	KS
Jason C DeWald	KANSAS CITY	MO	Jonathan L Scantlin	OVERLAND PARK	KS
Jason P Dickman	WICHITA	KS	Cory P Schoffelman	TOPEKA	KS
Brian Dean Dorathy	BURLINGTON	KS	Matthew John Schouwink	LENEXA	KS
Sidney G Edelbrock II	OSAWATOMIE	KS	Joshua R Schroeder	TOPEKA	KS
Adam John Farrell	LEES SUMMIT	MO	Brian W Scovill	OLATHE	KS
Todd A Fredericksen	OVERLAND PARK	KS	Donald Ernest Shinn	ROELAND PARK	KS
Sean M Gellhaus	GARNETT	KS	Chad Errol Siemon	LAWRENCE	KS
David A Gillespie	SHAWNEE	KS	Edgar E Smith	OVERLAND PARK	KS
Eric John Glover	GODDARD	KS	Peter Russell Steitz	OVERLAND PARK	KS
Christopher T Gross	INDEPENDENCE	MO	Brent Robert Terstriep	WICHITA	KS
J Brian Hash	OVERLAND PARK	KS	Brandon Lyle Thorpe	KANSAS CITY	MO
Troy S Hemmy	OVERLAND PARK	KS	Timothy James Tucker	LIBERTY	MO
Mark Wayne Hillman	BUCYRUS	KS	Jason G Turner	SHAWNEE	KS
Jeffrey G Hoffman	LENEXA	KS	Sarah Clarita Unruh	WICHITA	KS
Elizabeth Hungerford	MISSION	KS	Marsha Lynn Villareal	OVERLAND PARK	KS
Michael Alan Ingalls	LAWRENCE	KS	Mark S. Wassom	GARDNER	KS
Benjamin J Jareske	OVERLAND PARK	KS	Brian L Wenninghoff	RAYTOWN	MO
Jerry C Jones	LEAWOOD	KS	David J Whitfill	TOPEKA	KS
Marc W Jones	WICHITA	KS	Nathan Robert Whitmer	OLATHE	KS
Alex M Kalayjian	OVERLAND PARK	KS	Russell Eugene Zimmerman	LENEXA	KS

ADDRESS CHANGE NOTIFICATION

MANDATORY

This newsletter is being mailed to you at the address on file at the board office. If you move and do not notify the board office, you will not receive this newsletter, and you may be in violation of the Board’s statutes.

According to K.S.A. 74-7025, “The licensee shall notify the board in writing of any change of the licensee’s address within 30 days after the date of such change.” Please use the following change of address form to report any changes to your home or business addresses.

CHANGE OF ADDRESS FORM

NAME

PROFESSION

LICENSE NO.

OLD ADDRESS-HOME

OLD ADDRESS-BUSINESS

NEW ADDRESS-HOME

NEW BUSINESS NAME & ADDRESS

Daytime Telephone Number () -

PREFERRED MAILING ADDRESS:

HOME BUSINESS

CUT & MAIL TO:

Kansas State Board of Technical Professions

900 SW Jackson, Suite 507

Topeka, KS 66612-1257

CONTINUING EDUCATION OFFERINGS

Civil, Electrical & Manufacturing short courses & conferences.

Spon: The University of Kansas School of Engineering & Continuing Education, 1515 St. Andrews Dr., Lawrence KS, 66047-1625. Contact: Mary Heberling, 785-864-3969, email: mheberling@ku.edu. web: www.kuce.org. Aud: Engineers interested in civil, electrical & manufacturing logistical topics. Description: Short courses offered in How to Lay Out a Warehouse and other logistical topics; Civil Engineering PE Exam Review Course; conferences on Asphalt Paving, Structural Engineering, Environmental Engineering and Transportation Safety; In-House training developed for clients as requested. Fee: Varies. Contact Hours: 6-33.

Engineering Professional Development Online Seminars

Spon: Kansas State University, Division of Continuing Education, 245 College Court Building, Manhattan, KS 66506. Contact: Ellen Stauffer, 785-532-2562, e-mail: ellen@ksu.edu. web: <http://www.dce.ksu.edu/engineering/> Aud: Engineers and other professionals needing contact hours to satisfy professional licensing requirements. Description: A distance education professional development seminar series providing PDHs or CEUs on a variety of topics including the Environment, Water Resources, Ethics, Problem Solving and Design, Hazardous Waste, and others. Fee: Varies. Contact Hours: Varies.

Engineering Distance Master's Degrees

Spon: Kansas State University, Division of Continuing Education, 245 College Court Building, Manhattan, KS 66506. Contact: Ellen Stauffer, 785-532-2562, e-mail: ellen@ksu.edu, web: <http://www.dce.ksu.edu/engineering>. Aud: Individuals with bachelor's degrees in engineering, computer science, or related field. Description: K-State's College of Engineering and Division of Continuing Education offer master's degrees via distance education in electrical, chemical, civil, mechanical, and software engineering, and engineering management. Courses may also be taken to satisfy professional licensing continuing education requirements. Fee: Varies. Contact Hours: Varies.